

PCT/PTO 07 OCT 2003



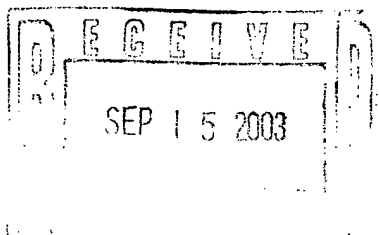
## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/069,353	FIRST NAMED APPLICANT Guenther Eberz	ATTY. DOCKET NO. Mo6996/LeA
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INTERNATIONAL APPLICATION NO. PCT/EP00/08013	
I.A. FILING DATE 08/17/2000	PRIORITY DATE 08/27/1999

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 Pittsburgh, PA 15205-9741



CONFIRMATION NO. 8113

371 FORMALITIES LETTER



\*OC00000010841131\*

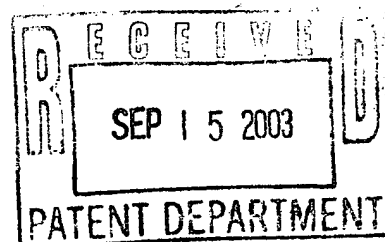
Date Mailed: 09/11/2003

*10-11-03 New Set of Documents Required*

**NOTIFICATION OF DEFECTIVE RESPONSE**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- o Priority Document
- o Copy of the International Application filed on 10/10/2002
- o Copy of the International Search Report filed on 02/22/2002
- o Copy of IPE Report filed on 02/22/2002
- o Preliminary Amendments filed on 02/22/2002
- o Information Disclosure Statements filed on 02/22/2002
- o Biochemical Sequence Diskette filed on 02/22/2002
- o Oath or Declaration filed on 04/12/2002
- o Biochemical Sequence Listing filed on 10/10/2002
- o Request for Immediate Examination filed on 02/22/2002
- o Copy of references cited in ISR filed on 02/22/2002
- o U.S. Basic National Fees filed on 02/22/2002



Applicant's response filed 10/10/2002 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 05/07/2002 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

The following items **MUST** be furnished within the period set forth below:

- o The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with

the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- The diskette does not comply. A corrected diskette is needed. See the attached raw sequence listing error report.
- APPLICANT MUST PROVIDE:
  - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase PatentIn Software, call (703) 306-2600
  - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9116

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/069,353	PCT/EP00/08013	Mo6996/LeA

#00

REC'D PCT/PTO 07 OCT 2003

Applicant:	Gunther Eberz et al
Title of Invention:	Nucleic Acids Which Code For The Enzyme Activities Of The Spinosyn Biosynthesis
Date of Data Recordation on this date:	September 18, 2003
Operating System:	Windows
Reference No.:	Mo6996/LeA 33,955
Application Ser. No.:	10/069,353
Application Filing Date:	August 17, 2000
Diskette Number:	1 of 1